

## United States District Court

SOUTHERN

DISTRICT OF  
WESTERN DIVISION

MISSISSIPPI

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

CASIMIRO CARRANZA-MARTINEZ

CASE NUMBER: 3:07mj139-LRA

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about July 22, 2007 in Warren County, in the SOUTHERN District of MISSISSIPPI Defendant(s),

was found to be an alien within the United States having been previously convicted as an aggravated felon and subsequently deported from the United States and having reentered without obtaining the permission of the Attorney General of the United States

in violation of Title 8 United States Code, Section (s) 1326(a)(2) & (b)(2)

I further state that I am a(n) Special Agent with Immigration and Customs Enforcement and that this complaint is based on the following

facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof:

☒ Yes ☐ No

*Casimiro Carranza-Martinez*  
Signature of Complainant

Sworn to before me and subscribed in my presence,

7/27/07  
Date

at Jackson, Mississippi  
City and State

The Honorable Linda R. Anderson  
United States Magistrate Judge  
Name and Title of Judicial Officer

*Linda R. Anderson*  
Signature of Judicial Officer

AFFIDAVIT

I, Malcolm C. McMillin, being duly sworn, hereby depose and state that:

I am Special Agent with Immigration & Customs Enforcement (ICE), having been appointed as a Special Agent with The United States Customs Service, in March of 2003. I have been employed in this capacity for over four (4) years. Prior to this appointment, I served nearly six (6) years as a Special Agent, Criminal Investigator with the United States Secret Service, and over five (5) years as an Agent with the State of Mississippi Department of Public Safety, Mississippi Bureau of Narcotics.

I am currently assigned to ICE Office of Investigations, Resident Agent in Charge, Jackson, Mississippi (ICE Jackson). I am statutorily empowered to investigate violations of criminal law relating to unlawful entry, employment, and physical presence in the United States, specifically the Immigration and Nationality Act and Title 8 of the Code of Federal Regulations. I am further authorized to conduct investigations and inquiries with the purpose of determining alienage and removeability as it relates to the Immigration and Nationality Act and related statutes and persons unlawfully in the United States.

On July 22, 2007, Casimiro CARRANZA-MARTINEZ, a citizen and national of Mexico, was arrested by the Vicksburg, Mississippi, Police Department ("VPD") for public intoxication. VPD notified ICE Jackson of CARRANZA-MARTINEZ's July 22, 2007, arrest when records checks revealed that CARRANZA-MARTINEZ had been arrested previously by VPD and turned over to ICE Jackson for deportation proceedings.

Your affiant conducted database inquiries regarding CARRANZA-MARTINEZ's immigration status and prior criminal history information. These inquiries revealed that CARRANZA-MARTINEZ's prior order of deportation was reinstated on April 9, 2007, and CARRANZA-MARTINEZ was in fact deported on May 1, 2007, after being located in the United States and having been previously deported as an aggravated felon.

On November 19, 2005, CARRANZA-MARTINEZ was arrested by VPD and charged with Residential Burglary (Mississippi Statute: 97-17-23) and Grand Larceny (Mississippi Statute: 97-17-41).

On May 12, 2006, CARRANZA-MARTINEZ entered a guilty plea before Circuit Judge Isadore Patrick, Ninth Judicial District, and was convicted of the lesser charge of Receiving Stolen Property (Mississippi Statute 97-17-70).

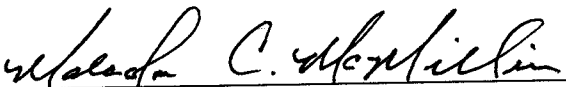
CARRANZA-MARTINEZ was sentenced to five (5) years in the custody of the Mississippi Department of Corrections (150 days to serve with the balance suspended for five years). CARRANZA-MARTINEZ was housed in the Warren County Detention Center awaiting transfer to Immigration and Customs Enforcement for deportation.

CARRANZA-MARTINEZ was ordered deported on June 15, 2006 based on the above felony conviction, and was in fact deported to Mexico on June 27, 2006.


Criminal History records also indicate that CARRANZA-MARTINEZ was convicted in Dalton, Whitfield County, Georgia in January 2001 for a September 2000 arrest for Driving under the

Influence of Alcohol. He received a sentence of 8 days confinement and one year probation, with an \$1120.00 fine.

The preceding facts indicate probable cause to believe that CARRANZA-MARTINEZ has violated Title 8, United States Code, Section 1326(a)(2) & (b)(2) in that CARRANZA-MARTINEZ is a previously deported aggravated felon who re-entered the United States illegally without permission from the United States Attorney General.

  
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Malcolm C. McMillin  
Special Agent, Immigration and Customs Enforcement

SWORN TO AND SUBSCRIBED before me on this, the 27<sup>th</sup> day of July 2007.

  
\_\_\_\_\_  
The Honorable Linda R. Anderson  
UNITED STATES MAGISTRATE JUDGE